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16 *Attorneys for Plaintiff*
IMPLICIT NETWORKS, INC.

17 UNITED STATES DISTRICT COURT
18 FOR THE NORTHERN DISTRICT OF CALIFORNIA
19 SAN FRANCISCO DIVISION

20 IMPLICIT NETWORKS, INC.,

21 Plaintiff,

22 v.

23 INTERNATIONAL BUSINESS MACHINES
24 CORPORATION, ORACLE CORPORATION,
SAP AMERICA, INC., AND ADOBE
25 SYSTEMS INCORPORATED,

26 Defendants.
27

Case No. CV 09-1342 SI

**STIPULATED MOTION FOR
DISMISSAL OF SAP AMERICA, INC.
WITH PREJUDICE AND PROPOSED
ORDER**

1
2 The Plaintiff, Implicit Networks, Inc., and SAP America, Inc., pursuant to Rule 41 of
3 the Federal Civil Judicial Procedure and Rules, hereby move for an order dismissing this
4 action with regard to all claims brought Plaintiff in their entirety WITH PREJUDICE, with
5 each party to bear its own costs, expenses and attorneys' fees.

6 Dated: May 14, 2009

HOSIE RICE LLP

/s/ Spencer Hosie

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SAP AMERICA, INC.

I hereby attest pursuant to General Order 45.X.B. that concurrence in the electronic filing of this document has been obtained from the other signatories.

DATED: May 14, 2009

/s/ Spencer Hosie
Spencer Hosie

IT IS SO ORDERED.

DATED this ____ day of May, 2009.

Susan Hinton

HONORABLE SUSAN ILLSTON
UNITED STATES DISTRICT JUDGE